Form (5-A)

E000017

THE REPUBLIC OF THE UNION OF MYANMAR

Myanmar Investment Commission

ENDORSEMENT

Endorsement No. 125 /2018 Dated 19 November 2018

This endorsement is issued by the Myanmar Investment Commission according to the section 25, sub-section (d) of the Myanmar Investment Law-

(1) Name of Investor MR. GOH CHIN MENG

(2) Citizenship MALAYSIA

(3) Residence Address 14 LEBUH BUKIT KECIL SATU TAMAN SRI NIBONG 11900 BAYAN LEPAS PULAU PENANG, MALAYSIA

(4) Name and Address of Principal Organization TEXCHEM FOOD SDN. BHD, LEVEL-18, MENARA BOUSTEAD PENANG, 39 JALAN SULTAN AHMAD SHAH, 10050 PENANG, MALAYSIA

(5) Place of Incorporation MALAYSIA

(6) Type of business RAISING, MARKETING AND SALES OF FISH FRIES AND AQUATIC BARRAMUNDI (SEABASS) FARMING

(7) Place(s) of investment Project HOLDING NO. (2/9+ 3/1+ 3/2+ 3/3+ 3/6+ 4+24/1+52+53+ 25/39) AND (25/6+ 25/7+ 25/8+ 61+ 62+ 63), PLOT NO. 559, SHWE PU YAY KYAW KWIN, KYAUK PHYU VILLAGE TRACT, LABUTTA TOWNSHIP, AYEYAWADY REGION

(8) Amount of Foreign Capital US$ 0.899 MILLION

(9) Period for Foreign Capital to be brought in WITHIN ONE YEAR FROM THE DATE OF ISSUANCE OF MIC ENDORSEMENT

(10) Total Amount of Capital (Kyat) EQUIVALENT IN KYAT OF US$ 0.899 MILLION

(11) Construction/ Preparation Period 36 MONTHS

(12) Validity of Endorsement 50 YEARS

(13) Form of Investment WHOLLY FOREIGN OWNED

(14) Name of Company Incorporated in Myanmar TEXCHEM AQUACULTURE (MYANMAR) LIMITED

Thaung Tun

(Thaung Tun)

Chairman

Myanmar Investment Commission

ပုံစံ (၅-က)

ပြည်ထောင်စုသမ္မတမြန်မာနိုင်ငံတော်
မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုကော်မရှင်
အတည်ပြုမိန့်

အတည်ပြုမိန့်အမှတ် ၁၂၅/၂၀၁၈ ၂၀၁၈ ခုနှစ်၊ နိုဝင်ဘာလ 19 ရက်

မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုကော်မရှင်သည် မြန်မာနိုင်ငံ ရင်းနှီးမြှုပ်နှံမှု ဥပဒေ ပုဒ်မ-၂၅၊ ပုဒ်မခွဲ(ဃ) အရ ဤအတည်ပြုမိန့်ကို ထုတ်ပေးလိုက်သည် -

(၁) **ရင်းနှီးမြှုပ်နှံသူအမည်** MR. GOH CHIN MENG

(၂) **နိုင်ငံသား** MALAYSIA

(၃) **နေရပ်လိပ်စာ** 14 LEBUH BUKIT KECIL SATU TAMAN SRI NIBONG 11900 BAYAN LEPAS PULAU PENANG, MALAYSIA

(၄) **ပင်မအဖွဲ့အစည်းအမည်နှင့် လိပ်စာ** TEXCHEM FOOD SDN. BHD, LEVEL-18, MENARA BOUSTEAD PENANG, 39 JALAN SULTAN AHMAD SHAH, 10050 PENANG, MALAYSIA

(၅) **ဖွဲ့စည်းရာအရပ်** MALAYSIA

(၆) **ရင်းနှီးမြှုပ်နှံသည့်လုပ်ငန်းအမျိုးအစား** Barramundi (Seabass) ငါးသားပေါက်များနှင့် မွေးမြူရေးငါးများကို ကြီးပြင်းအောင်မွေးမြူခြင်း၊ ဈေးကွက်တင်ရောင်းချခြင်းလုပ်ငန်း

(၇) **ရင်းနှီးမြှုပ်နှံသည့်အရပ်ဒေသ(များ)** ဦးပိုင်အမှတ်(၂/၉+ ၃/၁+ ၃/၂+ ၃/၃+ ၃/၆+ ၄+ ၂၄/၁+ ၅၂+၅၃+ ၂၅/၃၉) နှင့် ၂၅/၆+ ၂၅/၇+ ၂၅/၈+ ၆၁+ ၆၂+ ၆၃)၊ အကွက်အမှတ်-၅၉၉၊ ရွှေပုရေကျော်ကွင်း၊ ကျောက်ဖြူကျေး ရွာအုပ်စု၊ လပွတ္တာမြို့နယ်၊ ဧရာဝတီတိုင်းဒေသကြီး

(၈) **နိုင်ငံခြားမတည်ငွေရင်းပမာဏ** အမေရိကန်ဒေါ်လာ ၀.၈၉၉ သန်း

(၉) **နိုင်ငံခြားမတည်ငွေရင်းယူဆောင်လာရမည့်ကာလ** အတည်ပြုမိန့်ရရှိသည့် နေ့မှ ၁ နှစ် အတွင်း

(၁၀) **စုစုပေါင်းမတည်ငွေရင်းပမာဏ(ကျပ်)** အမေရိကန်ဒေါ်လာ ၀.၈၉၉ သန်းနှင့် ညီမျှသော မြန်မာကျပ်ငွေ

(၁၁) **တည်ဆောက်မှု/ပြင်ဆင်မှုကာလ** ၃၆ လ

(၁၂) **အတည်ပြုမိန့် သက်တမ်း** ၅၀ နှစ်

(၁၃) **ရင်းနှီးမြှုပ်နှံမှုပုံစံ** ရာခိုင်နှုန်းပြည့် နိုင်ငံခြားရင်းနှီးမြှုပ်နှံမှု

(၁၄) **မြန်မာနိုင်ငံတွင်ဖွဲ့စည်းမည့်ကုမ္ပဏီအမည်** TEXCHEM AQUACULTURE (MYANMAR) LIMITED

Thaung Tun

(သောင်းထွန်း)

ဥက္ကဋ္ဌ

THE REPUBLIC OF THE UNION OF MYANMAR
MYANMAR INVESTMENT COMMISSION
No.(1), Thitsar Road, Yankin Township, Yangon

Tel: 95-1-658130
Fax:95-1-658142

Our ref:MIC-2 / E-038/ 2018(537-B)
Dated : 19 November 2018

Subject: **Decision of the Myanmar Investment Commission on the Endorsement for raising, marketing and sales of fish fries and aquatic barramundi (seabass) farming under the name of Texchem Aquaculture (Myanmar) Limited**

Reference: Texchem Aquaculture (Myanmar) Limited Letter dated 9th November 2018

1. The Myanmar Investment Commission, at its meeting (19 /2018) held on 16th November 2018, approved the Endorsement for investment in raising, marketing and sales of fish fries and aquatic barramundi (seabass) farming under the name of Texchem Aquaculture (Myanmar) Limited submitted by Texchem Food Sdn. Bhd. (100%) from Malaysia as a wholly foreign owned in accordance with the Myanmar Investment Law and Rules.

2. The terms and conditions of the Endorsement are stated in the following paragraphs:

(a) The term of an Endorsed project shall be initial fifty (50) years commencing from the date of the issuance of the Endorsement by the Myanmar Investment Commission and extendable for two times for ten (10) years respectively subject to the approval of the Myanmar Investment Commission.

(b) The term of the Lease Agreement for the land shall be initial fifty (50) years commencing from the date of signing of the Lease Agreement between U Maung Sitt@ Chew Won Min (Mascot Industries Co., Ltd.) (Lessor) and Texchem Aquaculture (Myanmar)

Limited (Lessee) and extendable for two times for ten (10) years respectively by mutual agreement between the Lessor and the Lessee subject to the approval of the Myanmar Investment Commission.

(c) The annual rent shall be kyat 15,000,000 (kyat fifteen million only) for the total area of the land measuring 222,577 square meters (55) acres out of 85.09 acres.

(d) Texchem Aquaculture (Myanmar) Limited, which has obtained this Endorsement to receive benefits relating to the right to use land under Chapter XII and exemptions and reliefs under sections 75, 77 and 78 of the Chapter XVIII of Myanmar Investment Law, may submit the application form.

(e) Texchem Aquaculture (Myanmar) Limited shall use its best efforts to achieve a timely realization of the work stated in the endorsement application.

(f) Texchem Aquaculture (Myanmar) Limited shall obey and respect the responsibilities of investors under section 65 of Myanmar Investment Law and Chapter XX of Myanmar Investment Rules.

(g) Texchem Aquaculture (Myanmar) Limited shall carry out of prevention, mitigation and monitoring of significant environmental impacts according to the type of investment activities in accordance with the relevant laws, rules, regulations and procedures.

(h) Texchem Aquaculture (Myanmar) Limited shall submit to the Commission any sublease, mortgage, transfer of shares or transfer of the business to any person during the investment period in accordance with section 72 of Myanmar Investment Law and rule 191 of Myanmar Investment Rules.

(i) Texchem Aquaculture (Myanmar) Limited which has benefitted from the Endorsement or exemptions and reliefs shall submit an annual report in the prescribed form to the Commission within (3) months of the end of the financial year in accordance with rule 196 of Myanmar Investment Rules and shall publish a summary of the report on its website or the Commission's website.

(j) Texchem Aquaculture (Myanmar) Limited must, during the operation period under the endorsement of the Commission, submit its operating report quarterly in the prescribed form in accordance with rule 197 of Myanmar Investment Rules.

3. Texchem Aquaculture (Myanmar) Limited shall carry out in accordance with the stipulations of the relevant Union Ministries, governmental departments and governmental organizations to obtain license, permit or registration as per section 65 (d) of the Myanmar Investment Law.

4. Texchem Aquaculture (Myanmar) Limited shall submit (5) copies of all approvals, licences, permits and similar authorizations relevant to the initial implementation of the investment and the Lease Agreement to the Commission.

Thaung Tun

(Thaung Tun)
Chairman

Texchem Aquaculture (Myanmar) Limited

cc: 1. Ministry of Home Affairs
2. Ministry of Office of the Union Government
3. Ministry of Agriculture, Livestock and Irrigation
4. Ministry of Natural Resources and Environmental Conservation
5. Ministry of Labour, Immigration and Population
6. Ministry of Industry

7. Ministry of Commerce
8. Ministry of Planning and Finance
9. Ayeyawady Region Investment Committee
10. Office of the Ayeyawady Region Government
11. Director General, Department of Fisheries
12. Director General, Environmental Conservation Department
13. Director General, Directorate of Labour
14. Director General, Department of Immigration
15. Director General, Directorate of Industrial Supervision and Inspection
16. Director General, Directorate of Trade
17. Director General, Internal Revenue Department
18. Director General, Customs Department
19. Director General, Directorate of Investment and Company Administration
20. Director General, National Archives Department
21. Ayeyawady Region Office, Directorate of Investment and Company Administration